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10 **UNITED STATES BANKRUPTCY COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **SAN FRANCISCO DIVISION**

13 IN RE: OSCAR D. TERAN, Debtor

Case No. 23-cv-00836-TLT

14 OSCAR D. TERAN, on behalf of himself and  
15 all those similarly situated,

16 Plaintiffs,

17 v.

18 NAVIENT SOLUTIONS, LLC, NAVIENT  
19 CREDIT FINANCE CORPORATION,

20 Defendants.

21 **DESIGNATION OF RECORD AND**  
22 **STATEMENT OF ISSUES ON APPEAL**

Honorable Trina L. Thompson

23 RE: Stephanie Mazloom

24 Bankruptcy Case: 10-31718 DM

25 Adversary No.: 20-03075

26 BAP No.:

27 Appellant: Stephanie Mazloom

28 Case No. 23-cv-00836-TLT

## DESIGNATION OF RECORD ON APPEAL

DOCKET NUMBER	DATE ENTERED	BRIEF DESCRIPTION OF THE DOCUMENT OR TRANSCRIPT
1	8/31/2020	Adversary case 20-03075. 14 (Recovery of money/property - other), 63 (Dischargeability - 523(a)(8), student loan), 72 (Injunctive relief - other), 91 (Declaratory judgment), 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)) Complaint by Oscar D. Teran against Navient Solutions, LLC, Navient Credit Finance Corporation.
67	12/16/2022	Motion for Class Certification Filed by Plaintiff Oscar D. Teran. (Attachments: # 1 Proposed Order Certifying Class Action)
68	12/16/2022	Motion to File Redacted Document (Plaintiff's Memorandum and Points of Authorities in Support of His Motion for Class Certification) (Attachments: # 1 Proposed Order) Filed by Plaintiff Oscar D. Teran
70	12/16/2022	Memorandum of Points and Authorities in Support of Plaintiff's Motion for Class Certification (Redacted) (RE: related document(s) 67 Motion Miscellaneous Relief). Filed by Plaintiff Oscar D. Teran
71	12/16/2022	Declaration of Erika A. Heath in Support of Plaintiff's Motion for Class Certification (RE: related document(s) 67 Motion Miscellaneous Relief). Filed by Plaintiff Oscar D. Teran (Attachments: # 1 Exhibit 3 # 2 Exhibit 9 # 3 Exhibit 10)
76	12/22/2022	Memorandum of Points and Authorities in Support of Motion to Intervene and to Dismiss or, in the Alternative, to Stay this Action Pursuant to the First-To-File Rule (RE: related document(s) 75 Motion Miscellaneous Relief, Motion to Dismiss Case, Motion to Stay). Filed by Intervenor Stephanie Mazloom
78	12/27/2022	Declaration of Jason W. Burge in support of (RE: related document(s) 75 Motion Miscellaneous Relief, Motion to Dismiss Case, Motion to Stay). Filed by Intervenor Stephanie Mazloom (lj)
80	12/29/2022	Order Regarding Hearing Dates for Motion to Intervene and Motion for Class Certification (RE: related document(s) 75 Motion Miscellaneous Relief filed by Intervenor Stephanie Mazloom, Motion to Dismiss Case, Motion to Stay)
88	1/11/2023	Brief/Memorandum in Opposition to Stephanie Mazloom's Motion to Intervene and to Dismiss Or, in the Alternative, to Stay this Action Pursuant to the First-to-File Rule (RE: related document(s) 75 Motion Miscellaneous Relief, Motion to Dismiss Case, Motion to Stay). Filed by Plaintiff Oscar D. Teran
89	1/11/2023	Declaration of Erika A. Heath in Opposition of Stephanie Mazloom's Motion to Intervene and to Dismiss Or, in the Alternative, to Stay this Action Pursuant to the First-to-File Rule (RE: related document(s) 75 Motion Miscellaneous Relief, Motion to Dismiss Case, Motion to Stay, 88 Opposition Brief/Memorandum). Filed by Plaintiff Oscar D. Teran (Attachments: # 1 Exhibit 1)
90	1/11/2023	Declaration of James A. Francis in Opposition of Stephanie Mazloom's Motion to Intervene and to Dismiss Or, in the Alternative, to Stay this Action Pursuant to the First-to-File Rule (RE: related document(s) 75 Motion Miscellaneous Relief, Motion

DOCKET NUMBER	DATE ENTERED	BRIEF DESCRIPTION OF THE DOCUMENT OR TRANSCRIPT
		to Dismiss Case, Motion to Stay, 88 Opposition Brief/Memorandum). Filed by Plaintiff Oscar D. Teran (Attachments: # 1 Exhibit 2 # 2 Exhibit 3)
93	1/18/2023	Memorandum of Law in Reply to Plaintiff's Opposition to Stephanie Mazloom's Motion to Intervene and Stay or Dismiss this Action (RE: related document(s)75 Motion Miscellaneous Relief, Motion to Dismiss Case, Motion to Stay, 88 Opposition Brief/Memorandum). Filed by Intervenor Stephanie Mazloom
94	1/18/2023	George F. Carpinello Declaration in Support of Intervenor's Memorandum of Law in Reply to Plaintiff's Opposition to Stephanie Mazloom's Motion to Intervene and Stay or Dismiss this Action (RE: related document(s)75 Motion Miscellaneous Relief, Motion to Dismiss Case, Motion to Stay, 88 Opposition Brief/Memorandum, 93 Reply). Filed by Intervenor Stephanie Mazloom
101	2/03/2023	Brief/Memorandum in Opposition to Plaintiff Oscar D. Teran's Motion for Class Certification (RE: related document(s)67 Motion Miscellaneous Relief, 70 Memo of Points & Authorities). Filed by Defendants Navient Credit Finance Corporation, Navient Solutions, LLC
102	2/03/2023	Declaration of Stephanie Box in Support of Defendants' Opposition to Plaintiff Oscar D. Teran's Motion for Class Certification (RE: related document(s)101 Opposition Brief/Memorandum). Filed by Defendants Navient Credit Finance Corporation, Navient Solutions, LLC (Attachments: # 1 Exhibit A # 2 Exhibit B-1 # 3 Exhibit B-2 # 4 Exhibit B-3 # 5 Exhibit B-4 # 6 Exhibit B-5 # 7 Exhibit B-6 # 8 Exhibit B-7 # 9 Exhibit B-8 # 10 Exhibit C-1 # 11 Exhibit C-2 # 12 Exhibit C-3 # 13 Exhibit C-4 # 14 Exhibit C-5 # 15 Exhibit C-6 # 16 Exhibit C-7 # 17 Exhibit C-8 # 18 Exhibit C-9 # 19 Exhibit C-10 # 20 Exhibit C-11 # 21 Exhibit C-12)
103	2/03/2023	Declaration of Joseph Florezak in Support of Defendants' Opposition to Plaintiff Oscar D. Teran's Motion for Class Certification (RE: related document(s)101 Opposition Brief/Memorandum). Filed by Defendants Navient Credit Finance Corporation, Navient Solutions, LLC (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E-1 # 6 Exhibit E-2 # 7 Exhibit E-3 # 8 Exhibit E-4 # 9 Exhibit E-5 # 10 Exhibit E-6 # 11 Exhibit F # 12 Exhibit G)
105	2/9/2023	Brief/Memorandum in Opposition to Motion for Class Certification (RE: related document(s)67 Motion Miscellaneous Relief). Filed by Intervenor Stephanie Mazloom, Intervenor Robert A. Crandall and Intervenor, Molly S. Crandall (Rodriguez, Sean)
117	2/20/2023	Reply in Support of Plaintiff's Motion for Class Certification (RE: related document(s)67 Motion Miscellaneous Relief, 101 Opposition Brief/Memorandum, 105 Opposition Brief/Memorandum). Filed by Plaintiff Oscar D. Teran
118	2/22/2023	Notice Regarding Errata (RE: related document(s)105 Opposition Brief/Memorandum filed by Intervenor Stephanie Mazloom, Intervenor Robert A. Crandall, Intervenor Molly S. Crandall). Filed by Intervenor Stephanie Mazloom. (Attachments: #1 Exhibit A- Declaration of Crandall)z

**STATEMENT OF ISSUES**

Whether the Bankruptcy Court erred in denying Stephanie Mazloom's Motion to Intervene and her Motion to Stay or Dismiss this proceeding.

Respectfully submitted,

Dated: March 10, 2023

**BOIES SCHILLER FLEXNER LLP**

By: /s/ Sean Rodriguez

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**CERTIFICATE OF SERVICE**

I am a citizen of the United States and employed in San Francisco County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 44 Montgomery Street, 41<sup>st</sup> Floor, San Francisco, California 94104.

On the date listed below, I served a copy of the within document(s):

**1. Designation of Record and Statement of Issues on Appeal**

- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Jose, California addressed as set forth below.
- ☐ by placing the document(s) listed above in a sealed FEDERAL EXPRESS envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a FEDERAL EXPRESS & OVERNIGHT DELIVERY agent for delivery.
- ☐ by causing the document(s) listed above to be personally delivered to the person(s) at the address(es) set forth below.
- ☒ by electronically filing the document(s) listed above with the Clerk of the Court using the e-filing system which will then send a notification and a copy of such filing to the person(s) at the e-mail address(es) set forth below
- ☐ by electronically mailing a true and correct copy through BOIES SCHILLER FLEXNER LLP's electronic mail system to the email address(s) set forth below, or as stated on the attached service list per agreement in accordance with Code of Civil Procedure section 1010.6(a)(6).

**SEE ATTACHED SERVICE LIST**

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on March 10, 2023, at San Francisco, California.

  
\_\_\_\_\_  
Andrea Elaine Ayala

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